

UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN

In re:

LARRY ALLEN CLUCHEY,  
Debtor.

Case No. 21-00524-jwb  
Chapter 7  
Honorable James W. Boyd

WORLD ENERGY INNOVATIONS,  
LLC, f/d/b/a WORTHINGTON ENERGY  
INNOVATIONS, LLC,

Plaintiff

v.

Adversary Proceeding No. 21-80053

LARRY ALLEN CLUCHEY,  
SHERRY D. CLUCHEY,

Defendants.

**DEFENDANT LARRY ALLEN CLUCHEY'S AFFIRMATIVE DEFENSES**

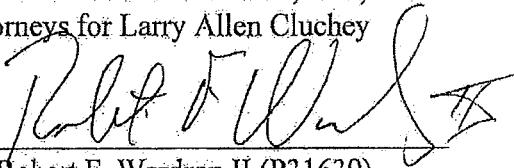
NOW COMES Defendant Larry Allen Cluchey and gives notice that he may rely on one or more of the following Affirmative Defenses:

- A. That Plaintiff's Complaint fails in whole or in part to state a claim upon which relief can be granted. *See* Motion to Dismiss that was filed herein.
- B. That Plaintiff's claims may be barred in whole or in part due to a failure to mitigate damages. Plaintiff's damages were a result of ARP's failure to properly bid the contract.
- C. Defendant reserves the right to assert other affirmative defenses as may become known through discovery.

WARDROP & WARDROP, P.C.,  
Attorneys for Larry Allen Cluchey

Dated: June 14 2021

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